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07-08-03IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter W. Brown et al.

Serial No.: 09/645,225

Art Unit: 2879

Filed: August 24, 2000

Title: STRESS RELIEF MECHANISM FOR OPTICAL INTERFERENCE
COATINGS

Examiner: Sikha Roy

Docket No.: 32575 (LD11410)

OFFICE OF FINANCE
REFUND BRANCH
JUN 11 10 37
PATENT & TRADEMARK
OFFICELETTER REQUESTING REFUNDMail Stop 16
Director of the US Patent and Trademark
Office
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following charge was made to our firm's Deposit Account No. 16-0820 for the above-referenced patent application:

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/30	13	09645225	32575	1202	\$216.00	\$5,703.06

We believe that the above-listed charge would be for 12 claims over 20. We believe that we have already paid for the correct number of claims in this application,

VIA FACSIMILE 9-1-703-308-6778

Total Transmission - 3 Pages

I hereby certify that this correspondence is being facsimile transmitted to the Director of the US Patent and Trademark Office at facsimile no. 1-703-308-6778 on the date indicated below.

John P. Murtaugh

Name of Attorney for Applicant(s)

June 7, 2003

Date

John P. Murtaugh

Signature of Attorney

and accordingly that this charge was made to our Deposit Account in error. A description of the history of the payment for claims in this application follows below. The following history discusses only communications which were filed which would have a bearing on fees due relating to claims.

The patent application was originally filed on August 24, 2000 containing claims 1-16 of which claims 1 and 12 were independent claims and the remaining claims were dependent claims. When the application was filed, the basic utility application filing fee of \$690.00 was paid along with the assignment recordation fee of \$40.00 in a check for the total fees due of \$730.00.

An Amendment was filed on August 22, 2002 which added claims 17-20 which were dependent claims. Since the total number of claims after this amendment was 20 and no independent claims were added, no fees were due or paid for the filing of these claims.

A Request for Continued Examination was filed on February 18, 2003 along with an Amendment B. Amendment B added new claims 21-32; 2 of these new claims were independent. This brought the total number of claims over 20 which had not been paid for to 12 and the total number of independent claims over 3 which had not been paid for to 1. Accordingly, Amendment B authorized that a total of \$300.00 in additional claim fees be charged to our Deposit Account No. 16-0820 (12 claims over 20 @ \$18.00 per claim = \$216.00 and 1 claim over 3 @ \$84.00 = \$84.00 for a total of \$300.00). The Request for Continued Examination (RCE) Transmittal filed February 18, 2003 authorized that the RCE filing fee also be charged to our Deposit Account No. 16-0820. On February 25, 2003, charges of \$750.00; \$216.00; and \$84.00 were posted to our Deposit Account No. 16-0820 for the fees authorized by our filings of February 18, 2003.

Our Amendment C was filed on May 16, 2003 which added new claims 33-38 and deleted claims 25 and 31 (these were all dependent claims). Since 6 new claims were added but 2 claims were deleted, payment was only due for a total of 4 new claims @ \$18.00 = \$72.00. Accordingly, our check in the amount of \$72.00 was enclosed with Amendment C in payment of this fee.

Per the foregoing explanation, we believe that the \$216.00 additional claim fee charged to our Deposit Account No. 16-0820 on May 30, 2003, was charged in error. Accordingly, we respectfully request that a credit of \$216.00 be made to our Deposit Account No. 16-0820 to refund the charge posted on May 30, 2003.

Please direct any questions regarding the above request to the undersigned attorney of record.

Respectfully submitted,
PEARNE & GORDON LLP

By: John P. Murtaugh
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Date: June 9, 2003